



**Customer No. 26874**  
PATENT TRADEMARK OFFICE  
**Atty. Docket: 103287.0522855**

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Leonard D. Kohn et al. : Paper No:  
Serial No. 10/801,986 : Group Art Unit: 1614  
Filed: March 16, 2004 : Examiner:  
For: METHIMAZOLE DERIVATIVES AND TAUTOMERIC CYCLIC THIONES TO  
INHIBIT CELL ADHESION

**RESPONSE TO NOTICE TO COMPLY**

**Confirmation No. 3062**

Mail Stop MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to Comply with Requirements for Patent Applications  
Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, Applicant submits  
the following:

1. Response to Notice to Comply;
2. Check - \$27.00 for fees owed; and
3. Return portion of Formalities Letter.

Also, enclosed find a copy of the Fee Transmittal filed with this application and a  
Monthly Statement of Deposit Account for our firm deposit account. The Monthly Statement of  
Deposit Account evidences that the \$999.00 filing fee for the above application was credited to  
our deposit account on March 23, 2004. Applicant cannot tell from the Notice to Comply  
whether this amount was withdrawn from the deposit account and credited as paid to the USPTO  
on this application.

Applicant has recalculated the number of claims in this application and realizes that there  
are a total of 56 dependent claims, which includes the multiple claims. The totals below  
evidence the \$27.00 still owed the U.S. Patent and Trademark Office. A check for that amount is  
enclosed with this document.

Serial No. 10/801,986

7 independent claims – 3 = 4 x \$43.00 =	\$172.00
56 dependent claims – 20 = 36 x \$9 =	324.00
Multiple claim fee =	145.00
Filing fee =	<u>385.00</u>
Total owed to USPTO	\$1,026.00
Total paid USPTO from deposit account	<u>999.00</u>
Total still owed USPTO	\$ 27.00

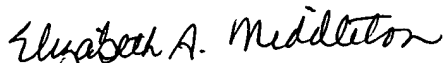
If there is any further confusion regarding this application, the Applicants' representative may be called for further clarification at (513) 651-6839.

In addition, Applicant further states that the content of the sequence listing information recorded in computer readable form and filed with the above application on March 16, 2004 is identical to the written sequence listing submitted with the application and includes no new matter, as required by 37 CFR 1.821(e), 1.821(g), 1.825(b) or 1.825(d).

The Commissioner for Patents is authorized to charge any deficiency or credit any overpayment of fees to Frost Brown Todd LLC Deposit Account No. 06-2226.

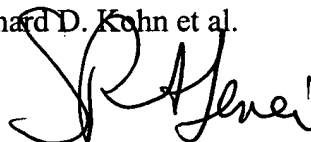
**CERTIFICATE OF MAILING**

I hereby certify that a copy of this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 22, 2004.

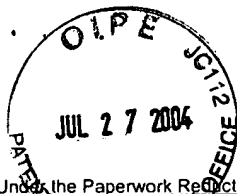
  
Elizabeth A. Middleton

Respectfully submitted,

Leonard D. Kohn et al.



Stephen R. Albainy-Jenei  
Registration No. 41,487  
FROST BROWN TODD LLC  
2200 PNC Center  
201 East Fifth Street  
Cincinnati, Ohio 45202-4182  
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Salbainyjenei@fbtlaw.com



PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 999.00

**Complete if Known**

Application Number	Unknown
Filing Date	March 16, 2004
First Named Inventor	Leonard D. Kohn
Examiner Name	Unknown
Art Unit	Unknown
Attorney Docket No.	0103287.0522855

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☐ Deposit Account:Deposit Account Number  
Deposit Account Name

06-2226

Frost Brown Todd LLC

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments☐ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	385
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$ 385

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

		Extra Claims		Fee from below		Fee Paid
Total Claims	53	-20** =	33	X	9	297
Independent Claims	7	-3** =	4	X	43	172
Multiple Dependent					145	145

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 614

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0

**SUBMITTED BY**

(Complete (if applicable))

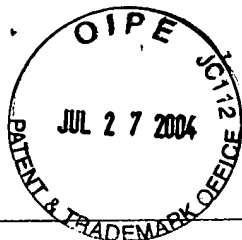
Name (Print/Type)	Stephen R. Albany-Jenei	Registration No. (Attorney/Agent)	41,487	Telephone (513) 651-6839
Signature		Date	03-18-04	

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



UNITED STATES  
PATENT AND  
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## MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

FROST BROWN TODD LLC/CINCINNATI  
TAMMI TOEPFER  
2200 PNC CENTER 201 EAST 5TH STREET

CINCINNATI OH 45201-5715

FINA

Under Secretary of Commerce for Intellectual Property and  
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Account No. 062226
Date 3-31-04
Page 3

PLEASE SEND REMITTANCES TO:  
U. S. Patent and Trademark Office  
P.O. Box 70541  
Chicago, IL 60673

DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
3	22	04	1069	78388262		7001	670.00	13512.95
3	23	04	54	E-REPLENISHMENT		9203	-999.00	14511.95
3	23	04	66		1160280/395897	8507	15.00	14496.95
3	24	04	25	PCT/US04/07888	0523426	1703	33.00	14463.95
3	24	04	48	60555180	103042.0514321B	2005	80.00	14383.95
3	26	04	201	10677088		9204	-40.00	14423.95
3	26	04	311	0860484		8521	40.00	14383.95
3	26	04	312	0867505		8522	25.00	14358.95
3	26	04	313	1288885		8522	25.00	14333.95
3	26	04	314	1307933		8522	25.00	14308.95
3	26	04	315	1430155		8522	25.00	14283.95
3	30	04	30	813932	1590/579787	8521	40.00	14243.95
3	30	04	31	813932	1590/579787	8522	150.00	14093.95
3	30	04	35	E-REPLENISHMENT		9203	-15.00	14108.95
3	30	04	36	E-REPLENISHMENT		9203	-670.00	14778.95
3	30	04	37	E-REPLENISHMENT		9203	-140.00	14918.95
3	30	04	38	E-REPLENISHMENT		9203	-3504.00	18422.95
3	30	04	39	E-REPLENISHMENT		9203	-3481.00	21903.95
3	30	04	40	E-REPLENISHMENT		9203	-250.00	22153.95
3	30	04	41	E-REPLENISHMENT		9203	-80.00	22233.95
3	30	04	42	E-REPLENISHMENT		9203	-670.00	22903.95
3	30	04	65	10810354	END5095.0515520	1001	770.00	22133.95
3	30	04	66	10810354	END5095.0515520	1202	1368.00	20765.95
3	31	04	1	10173510	0000PC0	1252	420.00	20345.95
3	31	04	24	1327696	0010600/387571	8521	40.00	20305.95
3	31	04	25	1327696	0010600/387571	8522	50.00	20255.95

AN AMOUNT SUFFICIENT TO  
COVER ALL SERVICES REQUESTED  
MUST ALWAYS BE ON DEPOSIT

OPENING BALANCE

18755.95

TOTAL CHARGES

17111.00

TOTAL CREDITS

18611.00

CLOSING BALANCE

20255.95

\*\*\* OR INDICATES OVERDRAWN



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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*ITFWS*

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/801,986	03/16/2004	Leonard D. Kohn	103287.0522855

Stephen R. Albainy-Jenei  
 2200 PNC Center  
 201 E. Fifth St.  
 Cincinnati, OH 45202



CONFIRMATION NO. 3062

## FORMALITIES LETTER



\*OC000000013195334\*

Date Mailed: 07/09/2004

# NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$540** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$540** for a Small Entity

- Total additional claim fee(s) for this application is **\$540**

07/28/2004 MAHED1 00000043 10801986

27.00 DP

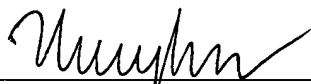
01 FC:2202

- \$540 for 93 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE